

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

CIVIL ACTION
NO. 04-cv-10291-RWZ

JOHN F. RICHARDS,

Plaintiff,

v.

MASSACHUSETTS DEPARTMENT
OF CORRECTION, ET AL.,

Defendants.

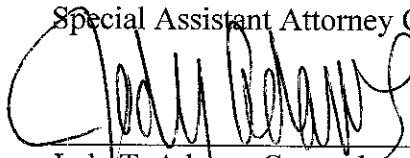
**DEFENDANT DEPARTMENT OF CORRECTION,
KATHLEEN DENNEHY AND CAROL MICI'S MOTION TO DISMISS
AND/OR MOTION FOR SUMMARY JUDGMENT**

Defendants Massachusetts Department of Correction, Kathleen Dennehy and Carol Mici, for the reasons set forth in the accompanying memorandum of law and exhibits, hereby move to dismiss plaintiff's Complaint pursuant to Fed. R.Civ.P. 12(b)(6). In the alternative, the aforesaid defendants move that summary judgment enter in their favor as provided by Fed.R.Civ.P. 56.

Dated: April 20, 2004

Respectfully submitted,

NANCY ANKERS WHITE
Special Assistant Attorney General



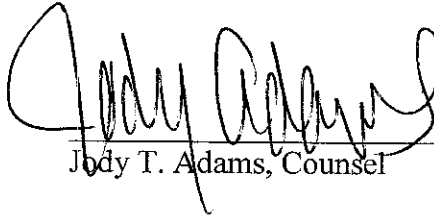
Jody T. Adams, Counsel
BBO No. 638795
Department of Correction
Legal Division
70 Franklin Street, Suite 600
Boston, MA 02110-1300
(617) 727-3300 x169

CERTIFICATE OF SERVICE

I hereby certify that on this date a true copy of the above document was served on all parties of record via first class mail.

Dated:

4/30/04

A handwritten signature in black ink, appearing to read "Jody Adams", written over a horizontal line.

Jody T. Adams, Counsel